

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte AVISHAI KEREN,
MEIR FEDER and OFIR PAZ

Application No. 09/770,767
Technology Center 2600

Mailed: January 2, 2009

Before KRISTA ZELE *Deputy Chief Appeals Administrator*
ZELE, *Deputy Chief Appeals Administrator*.

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received by the Board of Patent Appeals and Interferences on July 14, 2008. A review of the application revealed that it is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner to address the following matter requiring attention prior to docketing.

Examiner Answer

The Examiner's Answer mailed July 31, 2007, does not fully comply with the requirements of 37 C.F.R. § 41.37. The following headings do not include all the requirements under these headings in accordance with MPEP § 1207.02:

“Response to Argument.” A statement of whether the examiner disagrees with each of the contentions of appellant in the brief with respect to the issues presented and an explanation of the reasons for disagreement with any such contention. ***The examiner must use headings and subheadings paralleling the headings and subheadings utilized in the appellant's brief.***

CONCLUSION

Accordingly, it is **ORDERED** that the application is returned to the Examiner to:

- 1) submit a revised Examiner's Answer in accordance with the new rules effective September 13, 2004; and
- 2) for such further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

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